IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.15566 of 2008
BABLOO PANDEY @ BABLU PANDEY @ BABALU PANDEY
Versus
STATE OF BIHAR
----

5. **06.08.2008** Heard learned counsel for the petitioner and the State.

Petitioner is permitted to make necessary correction in paragraph -1 as well as the prayer portion of the petition.

Petitioner is an accused in a case registered for the offences under Sections 384 and 387 of the Indian Penal Code.

It is submitted that as per the First Information Report the informant alleged that on receiving the call on the mobile, at the relevant time he produced the mobile before the police for hearing that the petitioner is demanding extortion money. However, during the trial the informant, examined P.W.8 has declined to have produced any mobile to the concerned A.S.I. It is further submitted that 11 witnesses examined and despite giving time for further evidence, no witness was examined. Accordingly, the prosecution was closed on 29th of January 2008. Against the order closing the prosecution, the informant filed a revision before the Sessions Judge vide Cr. Revision No. 30 of 2008 and the same is pending since the informant who is the petitioner in the revision application left taking any interest and the petitioner is in custody since 15th of April 2008.

Considering the facts and circumstances of the case, petitioner namely, Babloo Pandey @ Bablu Pandey @ Babalu Pandey is directed to be released on bail on furnisning bail bond of Rs. 10,000/- ten thousand with two sureties of the like amount each to the

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satisfaction of Judicial Magistrate, Ist Class, Muzaffarpur in connection with Mithanpura P.S. Case No. 53 of 2006 corresponding to Trial No. 1691 of 2008.

Jagdish/ **(Shailesh Kumar Sinha,J)**

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